

CCRB INVESTIGATIVE RECOMMENDATION

| | | | | | |
|--|-------------------------------------|---------------------------|---|------------------------------------|--|
| Investigator: Damaris Vazquez | Team: Team # 3 | CCRB Case #: 200713792 | <input checked="" type="checkbox"/> Force | <input type="checkbox"/> Discourt. | <input type="checkbox"/> U.S. |
| | | | <input checked="" type="checkbox"/> Abuse | <input type="checkbox"/> O.L. | <input checked="" type="checkbox"/> Injury |
| Incident Date(s) Friday, 09/07/2007 2:00 PM | Location of Incident: § 87(2)(b) | Precinct: 88 | 18 Mo. SOL 3/7/2009 | EO SOL 3/7/2009 | |
| Date/Time CV Reported Fri, 09/21/2007 1:04 PM | CV Reported At: CCRB | How CV Reported: Mail | Date/Time Received at CCRB Fri, 09/21/2007 1:04 PM | | |

| Complainant/Victim | Type | Home Address |
|--------------------|------------|--------------|
| § 87(2)(b) | § 87(2)(b) | § 87(2)(b) |

| Witness(es) | Home Address |
|-------------|--------------|
| § 87(2)(b) | § 87(2)(b) |

| Subject Officer(s) | Shield | TaxID | Command |
|-----------------------|--------|--------|---------|
| 1. POM Orlen Zambrano | 24202 | 937779 | PSA 3 |
| 2. POM Matthew Zito | 15264 | 937792 | PSA 3 |

| Officer(s) | Allegation | Investigator Recommendation |
|----------------------|---|-----------------------------|
| A.POM Orlen Zambrano | Abuse: PO Orlen Zambrano stopped § 87(2)(b) | § 87(2)(b) |
| B.POM Matthew Zito | Abuse: PO Matthew Zito stopped § 87(2)(b) | § 87(2)(b) |
| C.POM Orlen Zambrano | Force: PO Orlen Zambrano used physical force against § 87(2)(b) | § 87(2)(b) |

Synopsis

On September 12, 2007 § 87(2)(b) completed and mailed a CCRB complaint form to the CCRB. The CCRB subsequently received this complaint on September 21, 2007. § 87(2)(b) stated that at approximately 2:00 PM on September 7, 2007, he and a few friends were sitting on a gate located at § 87(2)(b), in Brooklyn, while PO Orlen Zambrano and PO Matthew Zito were looking off of the roof. The officers approached § 87(2)(b) and requested his identification. PO Zambrano grabbed § 87(2)(b) and subsequently kned him two times in the groin. PO Zambrano then tightly placed the handcuffs on § 87(2)(b) twisting his arms backwards, and then punched § 87(2)(b) § 87(2)(b) identified PO Zambrano by name and shield number, 24202, and PO Zito by name. He also stated that these officers are assigned to PSA 3. A search of CTS confirmed that both of these officers are indeed assigned to PSA 3. During a telephone conversation between the undersigned investigator and § 87(2)(b) on September 28, 2007, § 87(2)(b) provided a brief narrative of the incident, however, he did not allege that either of the officers spoke discourteously to him. § 87(2)(g)

§ 87(2)(b)

§ 87(2)(b)

On September 28, 2007, the undersigned investigator contacted § 87(2)(b) on his mobile phone and scheduled to interview him on October 2, 2007. The investigator also mailed a letter § 87(2)(b)'s residence on this date. Approximately ten minutes before his scheduled appearance, § 87(2)(b) left the investigator a voicemail message asking to reschedule his interview. On October 3, 2007, the investigator contacted § 87(2)(b) and scheduled an interview for October 9, 2007, which § 87(2)(b) failed to appear for. A missed appointment letter was mailed to § 87(2)(b)'s residence on October 9, 2007. The investigator subsequently contacted § 87(2)(b) on October 11, 2007 and rescheduled for October 15, 2007. Once again, § 87(2)(b) failed to appear at the CCRB as scheduled. As of October 17, 2007, § 87(2)(b) has not attempted to contact the CCRB. § 87(2)(g)

§ 87(2)(b)

Investigator:

Date:

Supervisor:

Date:

Reviewed by:

Date:

Reviewed by:

Date: